IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

MISC. CIVIL APPLICATION NO.50 OF 2007

RMC Readymix (India) Pvt. Ltd. : Applicants

(Orig.Defendants)

V/s.

M/s.Motwani Enterprises represented by its Proprietor Shri Kanayo Khubchand Motwani : Respondent

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Mr.Shekhar Shetye i/b. M/s.Pandya Gandhy & Co., for the applicants.

Mr.Darius Khambatta, Senior Advocate, with Mr.J.P.Sen i/b. M/s.Federal & Rashmikant for the respondent.

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CORAM : S.A.BOBDE, J.

DATE : AUGUST 02, 2007.

P.C.

Allowed to withdraw with liberty to take out proceedings under section 10 of the Code of Civil Procedure, if so advised. The order issuing notice to the respondent is hereby recalled, in view of the withdrawal of this application.

S.A. BOBDE, J.